

**Amendment No. 3 to SB3492**

**Ketron  
Signature of Sponsor**

**FILED**

Date \_\_\_\_\_

Time \_\_\_\_\_

Clerk \_\_\_\_\_

Comm. Amdt. \_\_\_\_\_

**AMEND Senate Bill No. 3492**

**House Bill No. 3068\***

by deleting all language following the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 66-34-202, is amended by deleting subsection (a) in its entirety and by substituting instead the following:

(a) When a contractor has performed in accordance with the provisions of the contractor's written contract with the owner and the contractor has submitted timely and uncontested application for payment to the owner or the representative of the owner, then the the owner shall pay to the contractor within the time provided in the contract, or if no time is provided in the contract within no greater than thirty (30) days, the full amount earned by the contractor less only those amounts as may be provided in this chapter in performance of such contract with the owner.

SECTION 2. Tennessee Code Annotated, Section 66-34-302, is amended by deleting subsection (a) in its entirety and by substituting instead the following:

(a) When a subcontractor, materialman or furnisher has performed in accordance with the provisions of such person's written contract, and when the the subcontractor, materialman or furnisher has submitted timely application for payment to the contractor or to the representative of the contractor, then the contractor shall pay to the subcontractor, materialman or furnisher within the time provided in such contract, provided that such contract payment time shall in no event be greater than thirty (30) days, the full amount earned by the subcontractor, materialman or furnisher less only those amounts as may be provided in this chapter in the performance of such contract. The subcontractor, materialman or furnisher shall also be paid its pro rata share of any interest provided for in §66-34-60 which has been received by the contractor.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.